



<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	09/871,318	
	Filing Date	May 31, 2001	
	First Named Inventor	David FIKSTAD	
	Art Unit	1618	
	Examiner Name	Micah Paul Young	
Total Number of Pages in This Submission		Attorney Docket Number	700974-2001

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Reply Pursuant to 37 CFR § 41.50(b)(1) <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): - Declaration Under 37 CFR 1.132
<b>Remarks</b>		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	BINGHAM McCUTCHEN LLP		
Signature			
Printed Name	Matthew L. Fedowitz		
Date	October 27, 2008	Reg. No.	61,386

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Patent  
Attorney's Docket No. 7009742001

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of	)	
David Fikstad, <i>et al.</i>	)	Group Art Unit: 1618
Application No.: 09/871,318	)	Examiner: Micah Paul Young
Filed: May 31, 2001	)	Confirmation No.: 1207
For: TRANSDERMAL DELIVERY OF	)	
LASOFOXIFENE	)	
	)	
	)	
	)	

**REPLY PURSUANT TO 37 C.F.R. § 41.50(b)(1)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Decision on Appeal mailed August 28, 2008, Applicants hereby elect to reopen prosecution pursuant to 37 CFR 41.50(b)(1). Reconsideration of the rejections of the claims in view of the remarks below and the evidence appended hereto is respectfully requested.